

ORDINANCE NO. 223

AN ORDINANCE prohibiting the placement of residential yard waste in solid waste or recycling containers for collection by town-licensed disposal company, and amending Town Ordinance No. 140.

WHEREAS, Chapter 70.95 RCW, as amended by the "Waste Not Washington Act" (SHB 1671) requires that the County Comprehensive Solid Waste Management Plan include strategies and procedures for reduction of solid waste and for the collection of source-separated recyclable materials from residences in the urban area; and

WHEREAS, the Town has agreed to cooperate with King County in implementing solid waste reduction and recycling programs through implementation of the Comprehensive Solid Waste Management Plan; and

WHEREAS, in a poll of the Town's residents, twice as many respondents wanted yard waste pickup service as did not want the service; and

WHEREAS, the County has established the goal of 65 percent reduction of the waste stream by the year 2000 with a 35 percent reduction by 1992; and

WHEREAS, one of the methods proposed to achieve waste stream reduction goals is to require separation of yard waste from solid waste and to separately collect yard waste and solid waste, **NOW THEREFORE**,

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF BEAUX ARTS VILLAGE, WASHINGTON, as follows:

Section 1. Town of Beaux Arts Village Ordinance No. 140 is hereby amended by the addition of the following next sections to read as follows:

Section 13. Definition: For purposes of this ordinance, the following words shall have the meaning hereinafter provided:

1. "Solid waste" as used herein, shall mean and include all garbage, rubbish, trash, refuse, debris, scrap, waste materials, and discarded materials of all types whatsoever, except the following: (1) hazardous waste, (2) recyclable materials and (3) yard waste.
2. "Yard waste" as used herein, shall mean and include materials such as sod, grass, weeds, flowers, as well as branches and prunings less than 4 inches in diameter. It excludes food waste, plastics and synthetic fibers, lumber, any wood or tree limbs over four (4) inches in diameter or five feet in length and soil contaminated with hazardous waste.

Section 14. Yard Waste. The deposit of yard waste in solid waste containers or recycling containers for collection by licensed collection service is prohibited. No solid waste, nor recyclable materials that are mixed with yard waste will be collected by

licensed collection service. Yard waste will only be collected by collection service if the yard waste is separated and contained in approved containers or bundled in an approved manner and the resident is participating in the Town's yard waste collection program.

Section 15. Mayor's Powers. The Mayor or his designee is authorized and directed to take all action necessary to implement the provisions of this ordinance, including the amendment of any solid waste, recycling or yard waste agreement necessary to achieve the purposes of this ordinance and to modify or establish new rules for the collection of solid waste, recyclable materials or yard waste.

Section 2. Town Ordinance No. 140, Section 10. is hereby amended to read as follows:

Section 10. Violation of any of the provisions of this ordinance shall constitute a civil infraction punishable by a penalty not to exceed \$100.

Section 3. Effective Date. This ordinance shall take effect five (5) days after its publication or the publication of a summary of its intent and content and at the time a yard waste collection program is available to all residences within the Town.

PASSED BY THE COUNCIL OF THE TOWN OF BEAUX ARTS VILLAGE,
WASHINGTON, AND APPROVED BY ITS MAYOR AT A REGULAR MEETING
OF SAID COUNCIL THIS 12th DAY OF JUNE, 1990.

TOWN OF BEAUX ARTS VILLAGE, WA

James R. Moorehead, Mayor

ATTEST:

Susan Amato, Deputy Town Clerk

I hereby certify that copies of the above and foregoing ordinance were duly posted, as required by law, in three of the most public places in the Town of Beaux Arts Village on the ____ day of _____, 1990.